



Customer No.: 26308

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bolduc

Docket No.: 9494.18398

Serial No.: 10/692,282

Examiner: Isabella, David J.

Filed: 23 October 2003

Group Art Unit: 3738

Title: Catheter-Based Fastener Implantation Apparatus and Methods

RENEWED PETITION FOR AN UNINTENTIONALLY DELAYED BENEFIT
CLAIM PURSUANT TO 37 C.F.R. §1.78(a)(3)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Dear Sir:

Applicant requests to amend the benefit claim under 35 U.S.C. §120 of the above-noted application, as follows in marked-up form:

This application ~~claims the benefit~~ is a continuation-in-part of co-pending United States Patent Application Serial No. 10/307,226, filed November 29, 2002. This application is also a continuation-in-part ~~claims the benefit~~ of co-pending United States Patent Application Serial No. 10/271,334, filed October 15, 2002, which [.]
~~This application also claims the benefit of co-pending~~ United States Provisional Application Serial No. 60/333,937, filed 28 November 28, 2001.

Applicant's Amendment A amending the priority claim as proposed is submitted herewith.

Applicant states that the entire delay between the date the claim was due under paragraph (a)(2)(ii) of 37 C.F.R. §1.78 and the date the claim was filed was unintentional.

Applicant hereby petitions for acceptance of the unintentionally delayed benefit claim.

The requisite fee under 37 C.F.R. §1.17(t) was previously submitted on 12 November 2004.

Respectfully Submitted,

By Patricia A. Limbach
Patricia A. Limbach
Registration No. 50,295

RYAN KROMHOLZ & MANION, S.C.

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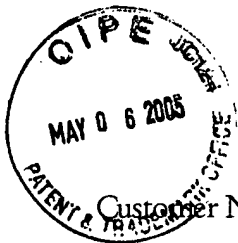
(262) 783 - 1300

4 May 2005

Customer No.: 26308

APTUS/18198/050504 Renewal Petition Under 37 C.F.R. 1.78(a)(2)

Enclosures: Amendment A
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Group Art Unit: 3738

Title: Catheter-Based Fastener Implantation Apparatus and Methods

AMENDMENT A

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

Please amend the application as follows:

AMENDMENTS TO THE SPECIFICATION

Please amend the Related Applications paragraph beginning on page 1, line 4 as follows in marked-up form:

This application ~~claims the benefit~~ is a continuation-in-part of co-pending United States Patent Application Serial No. 10/307,226, filed November 29, 2002. This application is also a continuation-in-part ~~claims the benefit~~ of co-pending United States Patent Application Serial No. 10/271,334, filed October 15, 2002, which [.]. ~~This application also claims the benefit of co-pending~~ United States Provisional Application Serial No. 60/333,937, filed ~~28~~ November 28, 2001.

REMARKS

The specification has been amended to more particularly state the relationship of related applications. A Renewed Petition for an Unintentionally Delayed Benefit Claim Pursuant to 37 C.F.R. §1.78(a)(3) is submitted herewith.

Entry of this preliminary amendment is respectfully requested.

Respectfully Submitted,

By Patricia A. Limbach
Patricia A. Limbach
Registration No. 50,295

RYAN KROMHOLZ & MANION, S.C.
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Milwaukee, Wisconsin 53226
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4 May, 2005
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Appl/18398/030604 Amendment A



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CERTIFICATE OF FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, with sufficient postage, on the date indicated below in an envelope addressed as follows: Mail Stop Petition, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

By: Linda S. Wenzel

Dated: 4 May 2005

Linda S. Wenzel